

GINO D'OTTAVIO

Plaintiff,

v.

Civil No. 16-9478 (NLH/KMW)

ORDER OF DISMISSAL

CAPITAL ONE BANK (U.S.A.),
N.A.

Defendant.

This matter having been reported settled and the Court having administratively terminated the action for sixty (60) days so that the parties could submit the papers necessary to terminate the case, see Fed. R. Civ. P. 41(a)(1)(A)(ii), L. Civ. R. 41.1, and the sixty-day time period having passed without the Court having received the necessary papers;

IT IS on this 14th day of September, 2017

ORDERED that the Clerk of the Court shall reopen the case and make a new and separate docket entry reading "CIVIL CASE REOPENED"; and it is further

ORDERED that this matter be, and the same hereby is, **DISMISSED WITH PREJUDICE**, and without costs pursuant to Fed. R. Civ. P. 41(a)(2).


NOEL L. HILLMAN, U.S.D.J.